

1        **Rule 15A. Scientific, Lab, and Analytical Reports - When prosecution required to**  
2        **produce foundation and chain of custody witnesses.**

3        (a) In all prosecutions in which an analysis of a controlled substance or other evidentiary  
4        sample is conducted, a sworn copy of the analytical report signed by the director of the laboratory  
5        or the analyst, technician, or forensic scientist conducting the analysis, shall be admitted as prima  
6        facie evidence of the report's contents and conclusions and of the chain of custody pertaining to  
7        any sample tested.

8        (b) The defendant may, however, require that the prosecution produce the preparer of the  
9        report or chain-of-custody witnesses for cross-examination at trial by filing a written demand  
10       with the court and the prosecutor no less than 30 days before trial or 15 days after receiving the  
11       report, whichever is later. The court shall extend the demand time for good cause shown.

12       (c) If a written demand is filed, the prosecution shall be entitled to a continuance upon a  
13       showing that the prosecution, despite reasonable efforts, is unable to procure the attendance at  
14       trial of the preparer of the report or chain-of-custody witnesses. The time within which a trial is  
15       required to begin shall be extended by the length of the continuance.

16       (d) Failure to timely file a written demand waives the defendant's right to challenge the  
17       admissibility of the report or the sample's chain of custody on the ground that the prosecution did  
18       not call the preparer of the report or chain-of-custody witnesses.  
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